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NO. 144 D05

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Mehmet O. Sunay

Serial No.: 09/660,093

Filed: September 12, 2000

For: CODE SPACE SHARING AMONG  
MULTIPLE MODES OF OPERATION

Examiner: J. Kading

Group Art Unit: 2661

Att'y Docket: 2100.002900

Mail Stop MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450CERTIFICATE OF TRANSMISSION  
37 C.F.R 1.6(D)I hereby certify that this correspondence is being sent by  
facsimile to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, at 1-703-872-9306, on the date  
below:02-01-05

Date

Signature

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed May 10, 2004, finally rejecting claims 1-5, 8-12, 15 and objecting to claim 16.

A Final Office Action was mailed May 10, 2004 for the above-referenced application. The Office Action set forth a 2-month deadline for response of July 10, 2004. A response to the Final Office Action was timely filed on July 7, 2004. However, no Advisory Action was received in response to the response. At least in part because no Advisory Action was received by the undersigned, Applicant unintentionally failed to file a Notice of Appeal by the 6-month deadline of November 10, 2004 deadline, thereby causing this application to become unintentionally

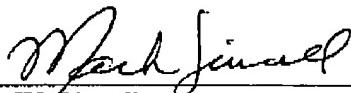
Serial No. 09/660,093

abandoned. A petition to revive this unintentionally abandoned application has been filed with this Notice of Appeal.

The fee for filing this Notice of Appeal is \$500 and is attached hereto. If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Director is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2100.002900.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Mark W. Sincell  
Reg. No. 52,226

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Date: 2/1/05